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NOTES OF CASES.

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CRIMINAL LAW—SELF-DEFENSE—PUBLIC WHIPPING.—One who is assaulted in a public street is held, in *State v. Bartlett* (Mo.), 59 L. R. A. 756, to be justified in using a deadly weapon to defend himself from a public whipping by one greatly his superior physically.

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CRIMINAL LAW—HOMICIDE—PEACE OFFICER—FUGITIVE.—A peace officer acting without a warrant is held, in *Petrie v. Cartwright* (Ky.), 59 L. R. A. 720, to have no right to kill a fleeing person who refuses to stop when commanded to do so, on suspicion that he has been guilty of a felony, where the offense is in fact only a misdemeanor.

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CONSTITUTIONAL LAW—RELIGIOUS FREEDOM—READING OF BIBLE IN PUBLIC SCHOOLS.—Reading the Bible, offering prayer, and singing hymns during school hours in the public schools, in accordance with the usages of sectarian churches, is held, in *State ex. rel. Freeman v. Scheve* (Nev.), 59 L. R. A. 927, to be an infringement of the constitutional guaranty of religious freedom.

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NEGLIGENCE—PROXIMATE CAUSE—PEST-HOUSE.—The contraction of small-pox by a guest from an inmate of the house who is conceded to have contracted the disease because of the unlawful location of a pest hospital near by is held, in *Henderson v. O'Halaran* (Ky.), 59 L. R. A. 718, to be the proximate result of such unlawful location, so as to render the city liable for the injury thereby caused to the guest.

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NEGLIGENCE—CHILDREN—TURNABLES.—Injury to a child by a turntable to which children were in the habit of resorting, to the knowledge of the company and its employees, is held, in *Chicago B. & Q. R. Co. v. Krayenbuhl* (Neb.), 59 L. R. A. 920, to render the railroad company liable, where it took no means to prevent the children from playing on the turntable, and failed to keep it guarded or properly fastened.

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CARRIERS—REGISTERED MAIL PACKAGES.—A railroad company carrying mail under contract with the United States government is held, in *Boston Insurance Co. v. Chicago, R. I. & P. R. Co.* (Iowa), 59 L. R. A. 796, to owe no duty to the sender of a particular registered package of mail, which will give him a right of action in case the package is destroyed through the negligence of the company's servants.

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CRIMINAL LAW—UNLAWFUL SHOOTING—WATCHMEN—TRESPASSERS.—A person employed to watch the personal property of a company stored upon the real property of another is held, in *Holler v. Ross* (N. J. Err. & App.), 59 L. R. A. 943, not to be acting within the line of his duty where he shoots a person trespassing upon the realty, because that person refuses to go off the premises or to halt or throw up his hands at his command.